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Group Art Unit:

Examiner:

Docket No. 2026-4253US7

Gabriele E. Bugaisky

1652

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s):

Witold CIEPLAK

Serial No.:

09/770,875

Filed:

January 26, 2001

For:

PERTUSSIS TOXIN GENE: LONING AND EXPRESSION OF

PROTECTIVE ANTIGEN /

RECEIVED

TECH CENTER 1600/2900

EXPRESS MAIL CERTIFICATE

Express Mail Label No.: Date of Deposit:

EJ632226951US March 25, 2003

MAR 2 8 2003

I hereby certify that the following attached paper(s) and/or fee:

- Amendment in Response Under 37 C.F.R. §1.111 (8 pages) including Petition Pursuant to 37 C.F.R. §1.182 regarding the correction of inventorship, including the 37 C.F.R. §1.131 Declaration by Jerry M. Keith dated December 19, 1991 (Exhibit A); b) Declaration under 37 C.F.R. §1.131 by Witold Cieplak, Jr. (Exhibit B) and laboratory notebook pages (Exhibits 1-5); c) substitution pages of Table 2 (Exhibit C); d) a substitute sequence listing paper version (Exhibit D); e) an electronic version of the substitute sequence listing (Exhibit E); f) a statement pursuant to 37 C.F.R. §1.825(b) stating that the computer diskette copy of the substitute sequence listing is identical to the paper copy (Exhibit F); and g) a Verification Summary Report (Exhibit G).;
- 2) Petition and Fee for Extension of Time (37 C.F.R. §1.136(a) (2 pages);
- 3) Check in the amount of \$930.00 to cover extension of time; and
- 4) Return Receipt Postcard.

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to Commissioner for Patents, Washington, D.C. 20231.

Albert Isles

(Typed or printed name of person mailing papers(s) and/or fee)

(Signature of person mailing paper(s) and/or fee)

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Applicant(s) : Witold CIEPLAK

Serial No. : 09/770,875 Group Unit : 1653

Filed: January 26, 2001 Examiner: G. E. Bugaisky

For : PERTUSSIS TOXIN GENE: CLONING AND EXPRESSION

OF PROTECTIVE ANTIGEN

STATEMENT UNDER 37 C.F.R. §1.821(f) or §1.825(b)

Commissioner For Patents Washington, D.C. 20231

Sir:

I hereby certify that:

- [] The Sequence Listing information recorded in computer-readable form is identical to the written form of the Sequence Listing on paper or compact disc (37 C.F.R. §1.821(f)), and the submission does not include new matter (37 C.F.R. §1.821(g)).
- [X] The substitute paper Sequence Listing and substitute computer readable Sequence Listing submitted herewith are identical. No new matter is included (37 C.F.R. §1.825(b)).

Respectfully submitted,

Date: March 25, 2003

Dorothy R. Aut

Reg. No. 36,434

MORGAN & FINNEGAN, L.L.P. 345 Park Avenue New York, New York 10154 Tel. No. (212) 758-4800 Fax No. (212) 751-6849 03/04/2003 DATE: VERIFICATION SUMMARY REPORT PATENT APPLICATION TIME: 14:53:22 INPUT SEQ: A:\Nih42531.app GENERAL INFORMATION SECTION ______ 3,<110> CIEPLAK, WITOLD 5,<120> PERTUSSIN TOXIN GENE: CLONING AND EXPRESSION OF 6, PROTECTIVE ANTIGEN .8,<130> 2026-4253US8c 10,<140> 09/792,861 11,<141> 2001-02-23 13,<150> 07/311,612 14,<151> 1989-02-15 16,<150> 07/542,149 17,<151> 1990-06-22 19,<150> 08/483,326 20,<151> 1995-06-07 22,<160> 28 24,<170> PatentIn Ver. 2.1 ERRORED LINES SECTION W--> 82 atgaarccnt aygargt 17 99 Asp Val Pro Tyr Val Leu Val Lys Thr Asn Met Val Val Thr Xaa W--> Val STATISTICS SUMMARY Application Serial Number: 09/792,861 Alpha or Numeric or Xml: Numeric

Application Class:

Application File Date: 2001-02-23 Art Unit:

Software Application: PatentIN2.1

Total Number of Sequences: 28

Total Nucleotides: 4488 Total Amino Acids: 1957 Number of Errors: 0 Number of Warnings: 2

Number of Corrections: 0